

**Amendment**

Applicant: Joseph G. Marcinkiewicz

Serial No.: 09/738,467

Filing Date: December 15, 2000

Docket: K315.106.101

Title: BRUSHLESS MACHINE CONTROL

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**REMARKS**

Claims 1-24 are pending. By this Amendment, the specification is amended.

Applicant acknowledges, with appreciation, the courtesy extended Applicant's representative during the December 9, 2003 personal interview. During the interview, it was shown that the background information referred to as AAPA in the August 27, 2003 Office Action is actually the work of the Applicant, as indicated in the Interview Summary. As also indicated in the Interview Summary, the concurrently filed Affidavit (Declaration) and the changes to the specification indicated in this Amendment are presented to overcome the AAPA rejection. Applicant's further description of the substance of the interview is incorporated in the following additional remarks.

The August 27, 2003 Office Action rejected claims 1-2 and 23-24 under 35 U.S.C. § 102(b) over AAPA, and claims 3-22 under 35 U.S.C. § 103(a) over AAPA in view of Lovett. As discussed during the interview, the changes to the specification presented herein and the concurrently filed Amendment are to overcome these rejections.

Applicant submits that this Amendment After Final Rejection is proper for entry, because it clearly places the application in condition for allowance by addressing and overcoming the only outstanding rejections. Favorable reconsideration and prompt allowance are requested. No fees are believed due in connection with this paper, but the Commissioner is authorized to charge any fees that may be due to Deposit Account No. 500471.


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The Examiner is invited to telephone the undersigned to advance prosecution.

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Respectfully submitted,

  
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*Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 500471.*

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and

Trademark Office, Facsimile No. 703-872-9306 on the date shown below.

December 22, 2003  
Date

  
William M. Hienz III

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